

EXHIBIT "A"
IN THE SUPERIOR COURT OF TERRAMA COUNTY, STATE OF
CALIFORNIA

Nancy A.M. Gransbury (wife of S.H.Gransbury),)
Mary E. Crocker (wife of George A. Crocker),)
Theo Baselk, W.T.Murtt, W.S.Branlett, F.P.)
Bristol, Martha Barlow, I.T.Crenshaw, Nancy)
Milis, Julia Crenshaw (wife of George F. Cren-) No. 2213
shaw), William Barlow, Joseph Barlow, D.D.)
Conover (wife of R.P.Conover),) DECREES

Plaintiffs,)

vs.)

J.T. Edwards, F.W.Graham, Nettie M.Graham,)
William Bailey, Beatrice Williams (wife of)
Frank Williams), Marshall Edwards, Charles)
Graham, Annie Randolph, Charles Gauthier,)
P. Johnson, G.H. Chase, H.Yager, E.V. Mallock,)
D.H.Allen, Mary Cornelius Forward, Frank)
Williams, C.R. Forward, A.T.Forward and Frank)
Forward and J.P. Bailey,)

Defendants.)

This cause came on regularly to be heard on the 12th day of
August, 1899, Carter, Desier & Wells appearing as Attorneys for the
plaintiffs, Johnson & Chase appearing as Attorneys for the defendants
M. Yager, Charles Gauthier, Frank Williams, Beatrice Williams
(his wife), Annie Randolph (now Annie South), E.V. Mallock, D.H.
Allen, W.P. Johnson and G.H. Chase, x x x x x x x x x x x x x x x x
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appearing as attorney for the defendants J.T. Edwards, F.W. Graham,
Nettie M.Graham, J.P. Bailey, William Bailey, Marshall Edwards,
Garrison Graham, Mary C. Forward, C.R.Forward, A.T.Forward and Frank
Forward. And all of the said parties, by and through their said
attorneys, having agreed to open Court to a Judgment and Decree in
said action as hereinafter set forth, and findings of fact having
been expressly arrived in open Court by the said parties and their

1 said attorneys.

2 Whereupon, by reason of the law and the promises aforesaid,
3 is hereby ordered, adjudged and decreed, and this does order, ad-
4 judge and decree as follows; to-wit:

5 First: That the said plaintiffs are the owners of that cer-
6 tain water ditch described in their complaint, and known as the Cree
7 and Innert Ditch, and that they are the owners of, and entitled to
8 the use and enjoyment of, in, and through the said ditch, one hundred
9 and fifty inches of water measured under a four-inch pressure,
10 taken from Digger Creek mentioned in said complaint, the said
11 water to be measured at the point of diversion from said creek;

12 Second: That the defendants Myron Yager, W.P.Johnson, G.H.
13 Chase, E.V. Nallock and D.M.Allen are the owners of that certain
14 water ditch described in the cross-complaint of defendants Myron
15 Yager, W.P.Johnson and G.H. Chase, and known as the Boole and Wilco
16 Ditch, and that they are the owners of, and entitled to have the use
17 and enjoyment of, in and through the said ditch, one hundred
18 and five inches of water, measured under a four-inch pressure, taken
19 from said Digger Creek, the said water to be measured at the point
20 of diversion from said creek;

21 Third: That the defendants Mary C. Forward, C.R.Forward,
22 T. Forward and Frank Forward are the owners of that certain water
23 ditch described in their cross-complaint in said action, and known
24 as the Forward ditch, and that they are the owners of, and entitled
25 to have the use and enjoyment of, in and through the said ditch,
26 seventy-five inches of water, measured under a four-inch pres-
27 sure taken from said Digger Creek, the said water to be measured at
28 the point of diversion from said creek.

29 Fourth: That the defendants J.T.Edwards, F.W.Graham, Net-
30 H. Graham, J.P.Bailey and William Bailey are the owners of that
31 certain water ditch described in their Cross-complaint in said act-
32 ion, and known as the Edwards ditch, and that they are the owners

1 of, and entitled to have the use and enjoyment of, in and
2 through the said ditch, ninety inches of water, measured under
3 a four-inch pressure, taken from said Digger Creek, the said water
4 to be measured at the point of diversion from said creek;

5 Fifth: That the defendants Frank Williams and Beatrice
6 Williams are the owners of that certain water ditch taken from the
7 north side of Digger Creek, and known as the Williams Ditch, and
8 that they are the owners of, and entitled to have the use and en-
9 joyment of, in and through the said ditch, fifty-five inches of
10 water measured under a four inch pressure, taken from said Digger
11 Creek, the said water to be measured at the point of diversion
12 from said creek.

13 Sixth: That the defendants Charles Gauthier and Annie Randolph
14 (now Annie South) are the owners of that certain water ditch de-
15 scribed in their cross-complaint and known as the Randolph and
16 Gauthier ditch, and that they are the owners of, and entitled to
17 have the use and enjoyment of, in and through the said ditch,
18 twenty-five inches of water, measured under a four-inch pressure,
19 taken from said Digger Creek, the said water to be measured at the
20 point of diversion from said creek.

21 Seventh: That the Defendants Marshall Edwards and Garrison
22 Graham are the owners of that certain water ditch described in
23 their cross-complaint, and known as the ditch of Marshall Edwards
24 and Garrison Graham, and that they are the owners of, and entitled
25 to have the use and enjoyment of, in and through the said ditch,
26 twenty-five inches of water, measured under a four-inch pressure,
27 taken from said Digger Creek, the said water to be measured at
28 the point of diversion from said Creek;

29 Eighth: That the said diversion and distribution of water
30 of the said Digger Creek is made upon the basis of six hundred
31 inches of water in the said Creek, the same to be divided among,
32 and distributed to the said ditches in the proportions named, the

1 remaining seventy-five inches being allowed to the ditch of W.H.
2 Graham, he not being a party to this action.

3 Ninth: That, if at any time there should be in the said
4 Digger Creek, at the point of diversion nearest its source, a less
5 quantity of water than six hundred inches, then, and so long as
6 the said water in said creek shall be less in quantity than six
7 hundred inches, the said above-named owners of ditches shall be
8 the owners of and entitled to the use of the water then in said
9 creek only in the same proportions to the amount then in said
10 creek as the above-named amounts bear respectively to six hundred
11 inches;

12 Tenth: That at such times as there shall be in the said
13 Digger Creek, at said last-named point of diversion, a greater
14 quantity of water than six hundred inches, then, and so long as
15 the said water in said creek shall be greater in quantity than six
16 hundred inches, the said above-named owners of ditches shall be
17 the owners of, and entitled to the use of, the water then in said
18 creek in the same proportions to the amount then in said creek as
19 the above-named amounts bear respectively to six hundred inches.

20 Eleventh: That all of the parties to this action are here-
21 by restrained and enjoined from interfering in any way or manner
22 to prevent or obstruct the waters of said Digger Creek from flow-
23 ing into and through the said ditches respectively to the extent
24 and in the proportions hereinbefore mentioned; or from diverting
25 from the said creek at any time any greater quantity of water than
26 to the extent and in the proportions hereinabove mentioned.

27 Twelfth: That this decree does not at all determine or fix
28 the rights and interests of the plaintiffs among themselves in the
29 said Crocker and Murtt Ditch and in the water belonging thereto,
30 nor the rights and interests of the several groups of defend-
31 ants among those composing the several groups in the ditches and
32 water herein decreed to them respectively; and each rights and

1 interests are hereby expressly reserved.

2 Done in Open Court August 12th, 1899.

3 John F. Ellison,

4 Superior Judge.

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